

United States District Court

EASTERN DISTRICT OF WISCONSIN

JUDGMENT IN A CIVIL CASE

DIANE SOMERS,

Plaintiff,

V.

CASE NUMBER: **06-C-608**

**MICHAEL LUTERBACH and
UNITED STATES OF AMERICA,**
Defendants.

- Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- Decision by Court.** This action came on for consideration and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that the plaintiff's motion for summary judgment against the defendant the United States of America is GRANTED. Pursuant to 26 U.S.C. § 6323(f), the plaintiff's security interest in the property in Dousman, Wisconsin, has senior priority over the United States Department of the Treasury's re-filed federal tax lien.

The plaintiff's motion for summary judgment against defendant Michael Luterbach is DISMISSED WITHOUT PREJUDICE.

The remaining state law portion of the case, pertaining to the claims between the plaintiff and defendant Michael Luterbach, is REMANDED to the Waukesha County Circuit Court for further consideration.

This action is hereby DISMISSED.

April 15, 2008

Date

JON W. SANFILIPPO

Clerk

s/ Linda M. Zik

(By) Deputy Clerk